

DOW, LOHNES & ALBERTSON, PLLC
ATTORNEYS AT LAW

WASHINGTON, D.C.

1200 NEW HAMPSHIRE AVENUE, N.W. • SUITE 800 • WASHINGTON, D.C. 20036-6802
TELEPHONE 202-776-2000 • FACSIMILE 202-776-2222

January 30, 2004

VIA ELECTRONIC FILING

Marlene H. Dortch
Secretary
Federal Communications Commission
The Portals
445 12th Street, S.W.
Washington, D.C. 20554

Re: **EX PARTE SUBMISSION**

WT Docket No. 03-66; Amendment of Parts 1, 21, 73, 74 and 101 of the
Commission's Rules to Facilitate the Provision of Fixed and Mobile Broadband
Access, Educational and Other Advanced Services in the 2150-2162 and 2500-
2690 MHz Bands

Dear Ms. Dortch:

This afternoon, Michael R. Kelley of the George Mason University Instructional Foundation (and a member of the Board of the National ITFS Association ("NIA")) and the undersigned, counsel to NIA, met with John Muleta, David Furth and Uzoma Onyeije of the Wireless Telecommunications Bureau, regarding the referenced proceeding.

The participants discussed the proposal of NIA, Catholic Television Network and the Wireless Communications Association International (the "Coalition") for a transition process from the current ITFS/MMDS band plan to the new band plan to be adopted by the Commission in this proceeding.

NIA noted that it favors the Coalition proposal for the transition process. WTB staff articulated concerns about the transition process proposed by the Coalition, and described a possible alternative approach whereby the Coalition's transition process is overlaid with a two-sided "auction" process to assist in rationalizing spectrum holdings (through ownership or lease), identify proponents and establish the rights and obligations of proponents vis-à-vis licensees in the transition process.

Pursuant to Section 1.1206(b)(2) of the Commission's Rules, we are submitting this summary of the meeting by filing an electronic copy of this letter in the public record of the proceeding.

Marlene H. Dortch
January 30, 2004
Page 2

Should any questions arise concerning this matter, kindly contact undersigned counsel for the National ITFS Association.

Respectfully submitted,

/s/ Todd D. Gray

Todd D. Gray

cc by email: John Muleta
David Furth
Uzoma Onyeije